

**AGENDA
PERSONNEL BOARD MEETING
SEPTEMBER 13, 2019 - 9:30 A.M.**

1. Call to Order
2. Reading of the Minutes of Regular Meeting held August 9, 2019.
Minutes Signed
3. Executive Director and Secretary's Report
4. Report of the Personnel Cabinet
5. **Oral Arguments**
 - A. Amanda Parmley v. Transportation Cabinet (Appellant's request)
(Moved from August)
 - B. Heather Damron v. Labor Cabinet (Appellee's request)
 - C. Rhonda L. Kiper v. Labor Cabinet (Appellee's request)
 - D. Mia Phillips v. Justice and Public Safety Cabinet/DJJ (Appellant's request)
6. **Motions**
 - A. Denise Gore v. Tourism, Arts and Heritage Cabinet
*** --Appellant's Exceptions and Request for Oral Argument (returned as untimely)
*** --Appellee's Response to Appellant's Delinquent Filings
*** --Appellant's Motion for Consideration of Objections to Hearing Officer's Recommended Order
 - B. Adrienne Southworth v. Governor's Office & Office of Lt. Governor
--Governor's Office Motion for the Personnel Board to Hear the Appeal in This Matter and to Hold This Matter in Abeyance Pending the Board's Determination in Appeal No. 2019-037
--Appellant's Motion to Strike
--Appellant's Response to Motion for Board to Hear Appeal; Hold in Abeyance; Amended Motion to Strike and Motion to Amend August 6, 2019 Order
--Lt. Governor's Response to Governor's Office's Motions
Moved from August

7. **Review of Interim Order – Oral Argument**

- A. ~~Stephen Knipper v. Governor's Office (Appeal No. 2019-037)~~
~~--Appellee's Response to July 3, 2019 Interim Order~~
~~--Appellant's Response to July 3, 2019 Interim Order~~
~~--Appellee's Reply to Appellant's Response~~
~~--Appellant's Reply to Appellee's Response~~
~~--Lt. Governor's Office, Entry of Appearance and Provisional Petition~~
~~--for Intervention and Motion for Continuance~~
~~--Memorandum in Further Support of the Lieutenant Governor's Office~~
~~--Provisional Petition to Intervene and Motion for Continuance~~
~~--Lt. Governor's Office Supplemental Memorandum~~
~~--Appellee's Response to Lt. Governor's Provisional Petition to Intervene and~~
~~--Motion for Continuance~~
~~--Lt. Governor's Office Response to July 3, 2019 Interim Order~~
~~--Appellant's Reply to Lt. Governor's Response to July 3, 2019 Interim Order~~
Deferred to September Board
Continued Generally

8. **Closed Session/Return to Open Session**

9. **Cases to be Decided**

- A. **Michael L. Frost (Withdrawn)**
Curtis McKiddy (Appeal No. 2015-145),
Don Nolan (Appeal No. 2015-147),
Craig A. Napier (Appeal No. 2015-153),
Roy G. Allen (Appeal No. 2015-154),
Robbie D. Hatcher (Appeal No. 2015-155),
Shannon R. Smith (Appeal No. 2015-157),
Gene S. Gregory (Appeal No. 2015-160),
Jeffrey A. Crowder (Appeal No. 2015-159),
John R. Farmer (Appeal No. 2015-144),
Patrick Fitzgerald (Appeal No. 2015-243),
Christopher Cox (Appeal No. 2015-245), and
Charles Childress (Appeal No. 2015-247) v. Transportation Cabinet and
Personnel Cabinet (12 Appeals)
(Salary – Resign/Reappoint - Dismissed)
~~--Appellant's Exceptions and Request for Oral Argument~~
~~--Personnel Cabinet's Exceptions~~
~~--Appellant's Response to Personnel Cabinet's Exceptions~~
~~--Personnel Cabinet's Response to Appellant's Exceptions~~

Oral Argument August Board
Deferred from August Board

- B. **Amanda Parmley v. Transportation Cabinet (2017-234)**
(Scholarship Employment – Statute of Limitations – Retirement Benefits – Dismissed)
--Appellant's Exceptions and Request for Oral Argument
--Appellee's Response
(Moved from August)
- C. **Heather Damron v. Labor Cabinet (2018-030)**
(Dismissal – Lack of Good Behavior & Unsatisfactory Performance of Duties – Sustained to the Extent)
--Appellee's Exceptions and Request for Oral Argument
--Appellant's Response
- D. **Rhonda L. Kiper v. Labor Cabinet (2018-005)**
(Dismissal – Wrongful Termination – Age Discrimination – Retaliation – Sustained)
--Appellant's Exceptions
--Appellee's Exceptions and Request for Oral Argument
--Appellee's Response to Appellant's Exceptions
--Appellant's Response to Appellee's Exceptions
- E. **Denise Gore v. Tourism, Arts and Heritage Cabinet/Parks (2018-011)**
(Dismissal – Lack of Good Behavior – Dismissed)
*** --Appellant's Exceptions and Request for Oral Argument (returned as untimely)
*** --Appellee's Response to Appellant's Delinquent Filings
*** --Appellant's Motion for Consideration of Objections to Hearing Officer's Recommended Order
- F. **Kenya Mosley v. Department of Veterans Affairs (2018-200)**
(Dismissal - Race, Age and Disability Discrimination – Dismissed)

Show Cause Orders – No Response Filed – Appeals Dismissed

- G. **Orlando Jones v. Justice and Public Safety Cabinet/Corrections (2019-047)**
H. **Angela Rogers v. Justice and Public Safety Cabinet/Corrections (2018-177)**
I. **Warren Webb v. Justice and Public Safety Cabinet/Corrections (2017-232)**

Show Cause Order –Response Filed – Appeal Dismissed

- J. **Mia Phillips v. Justice and Public Safety Cabinet/DJJ (2019-028)**
 --Appellant's Exceptions and Request for Oral Argument
 Oral Argument September Board

10. Withdrawals

- A. Lloyd Fetzer v. Cabinet for Health and Family Services (2019-012 & 2019-085)
 (2 appeals)
B. Eugenia Fowler v. Personnel Cabinet (2019-061)
C. John Gibbs v. Justice and Public Safety Cabinet/Corrections (2019-067)
D. Holly Green v. Personnel Cabinet (2019-150)
E. Tracie Mauer v. Personnel Cabinet (2019-158)
F. Tara Reil v. Transportation Cabinet (2019-101)
G. Andrea Sapp v. Cabinet for Health and Family Services & Personnel Cabinet
 (2019-138)
*** H. Jessica Little v. Justice and Public Safety Cabinet/Corrections (2019-114)

11. Settlements

- A. Deborah Harris v. Cabinet for Health and Family Services (2019-026) (Mediation)
B. Donald Jones v. Tourism, Arts & Heritage Cabinet/Parks (2018-100) (Mediation)
C. Gregory Leist v. Justice and Public Safety Cabinet/Corrections (2019-122)
D. Curtis McKiddy v. Transportation Cabinet (2019-044)
E. Sydnee Penn v. Justice and Public Safety Cabinet/Juvenile Justice (2019-024)
F. Angela Stewart v. Public Protection Cabinet (2019-053) (Mediation)
*** G. Mary Beth Farmer v. Cabinet for Health and Family Services (2019-097)
 (Mediation)

12. Other